



Permit No. 89106T

**TEMPORARY**  
**THE STATE OF NEVADA**

**PERMIT TO CHANGE THE PUBLIC WATERS OF THE  
STATE OF NEVADA HERETOFORE APPROPRIATED**

**Name of Permittee:** ROUND MOUNTAIN GOLD CORP. AND  
KG MINING (ROUND MOUNTAIN) INC.  
**Source:** UNDERGROUND  
**Basin:** BIG SMOKY VALLEY-TONOPAH FLAT  
**Manner of Use:** MINING AND MILLING  
**Period of Use:** ONE YEAR FROM DATE OF ISSUANCE.  
**Priority Date:** 09/15/1978

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**APPROVAL OF STATE ENGINEER**

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit, to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 35884, Certificate 11387, is issued subject to the terms and conditions imposed in said Permit 35884, Certificate 11387 and with the understanding that no other rights on the source will be affected by the change proposed herein. This well shall be equipped with a two (2) inch opening for measuring depth to water. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water granted herein at any and all times.

The permittee shall keep monthly records of the amount of water pumped from this well and the records submitted to the State Engineer on an annual basis by February 15th of each year.

The total combined duty of water under Permit 27860, Certificate 10018; Permit 30805, Certificate 11990; Permit 35884, Certificate 11387; Permit 35917, Certificate 11388; Permit 41196, Certificate 11414; Permit 52526, Certificate 13062; Permit 52527, Certificate 13063; and Permits 89104T, 89105T and 89106T shall not exceed 892.66 acre-feet annually.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire 1 year after the approval of the permit at which time all rights herein granted shall revert to the right being changed by this temporary permit.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

(Continued on Page 2)

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The point of diversion and place of use are as described on the submitted application to support this permit.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, **not to exceed 0.557 cubic feet per second and 56.8789 acre-feet annually.**

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

N/A

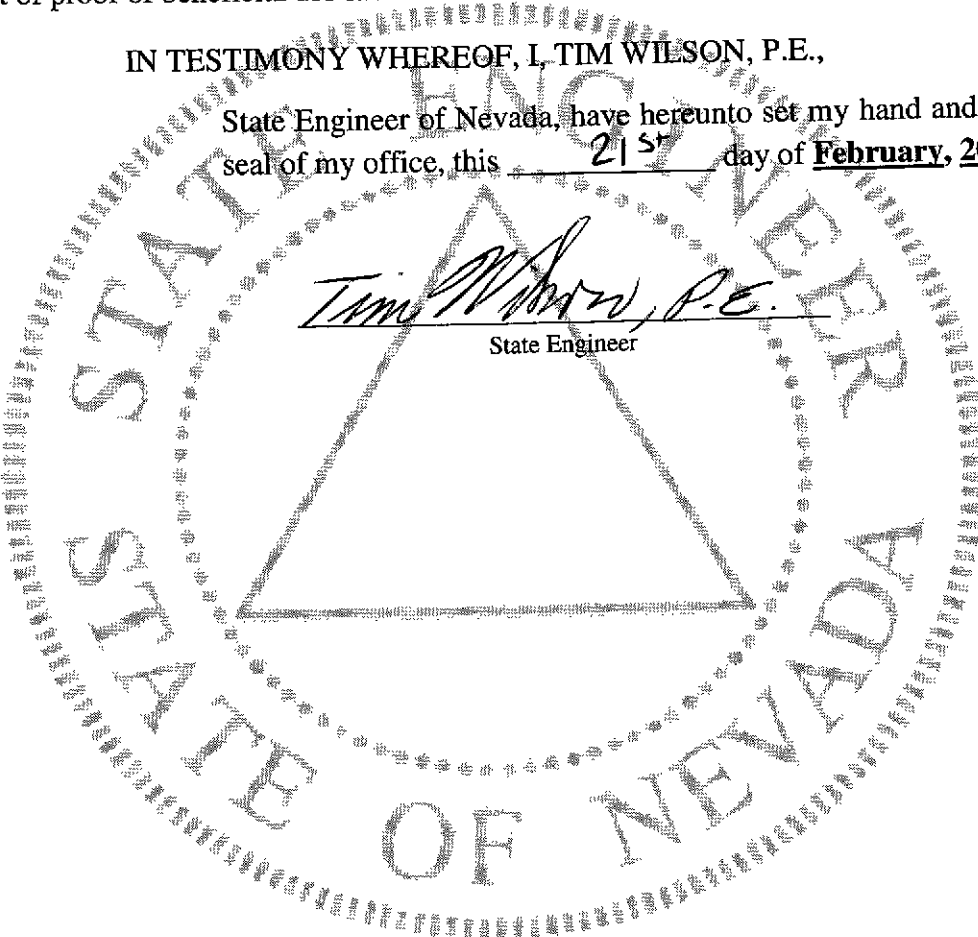
Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TIM WILSON, P.E.,

State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 21<sup>st</sup> day of **February, 2020**

  
State Engineer



**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS  
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY

Date of filing in State Engineer's Office

AUG 30 2019

Returned to applicant for correction

Corrected application filed

Map filed Oct. 18, 1988 Under 52526

The applicant Round Mountain Gold Corp. (50%); KG Mining (Round Mountain) Inc. (50%)

Box 480

of Round Mountain

Street Address or PO Box

City or Town

Nevada 89045

hereby make(s) application for permission to change the

State and ZIP Code

☒ Point of diversion☒ Place of use☐ Manner of use☐ of a portion

of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree, and identify right in Decree.)

Permit No. 35884, Certificate 11387

1. The source of water is An underground source

Name of stream, lake, underground, spring or other sources.

2. The amount of water to be changed 0.557 cfs and 56.8789 afa

Second feet, acre-feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for mining, milling, and domestic purposes

Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use

4. The water heretofore used for mining, milling, and domestic purposes

If for stock, state number and kind of animals.

5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)

Within the SE $\frac{1}{4}$ SW $\frac{1}{4}$  Section 24, T.8N., R.43E., M.D.M., or at a point from which the NW corner of said section 24 bears N. 22°19'28" W., a distance of 4,690.3 ft. Refer to map filed in support of Permit No. 52526. (Well #8 - Walsh)

6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)

Within the SE $\frac{1}{4}$  SE $\frac{1}{4}$  of Section 19, T.8N., R.44E., M.D.B.&M., from which the East  $\frac{1}{4}$  corner of said Section 19 bears N 1° 35' 25" E, a distance of 1715.95 feet. Refer to map filed in support of Permit No. 35884.

10-137A  
Nye

7. Proposed place of use (Describe by legal subdivisions. If for irrigation, state number of acres to be irrigated.)

Within portions of the following: S½ Section 13; E½W½ & E½ Section 21; S½N½ & S½ Section 22; N½, N½S½ & S½SW¼ Section 23; and Section 24, T.8N., R.43E., M.D.M.; Refer to map filed under Permit No. 83050-T.

8. Existing place of use (Describe by legal subdivisions. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.)

Within the S½ and the S½ N½ Section 19, T.8N, R.44E., M.D.B.&M.

9. Proposed use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Existing use permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provision of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e., diversion structure, ditches, pipes and flumes or drilled well, pump and motor, etc.)

Existing well, developed under Permit No. 52526 to be used as described in the integrated plan of operations, water pollution control permits, and reclamation plan, by Manhattan Gulch, LLC, as modified, on file with NDEP.

12. Estimated cost of works Existing Works

13. Estimated time required to construct works Existing Works

If well completed, describe well.

14. Estimated time required to complete the application of water to beneficial use One (1) year

15. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

Under agreement between applicant and user Manhattan Gulch, LLC, user will operate pump and well, and will install delivery piping from this well to its place of use as described above, to supplement needed water quantity for its operations. The total combined duty under changes to Permit Nos. 27860, Cert. 10018; 30805, Cert. 10990; and 35884, Cert. 11387 shall not exceed 150.1729 acre-feet annually.

16. Miscellaneous remarks:

Please send copies of notices and correspondence to the undersigned agent, and to user at: Manhattan Gulch, LLC, PO Box 72, Manhattan, NV 89045.

cfacque@farrwestengineering.com

E-mail Address

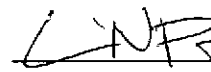
(775) 853-7268

Phone No.

Ext.

APPLICATION MUST BE SIGNED  
BY THE APPLICANT OR AGENT

Chris N. Facque



Type or print name clearly

Signature, applicant or agent

Farr West Engineering

Company Name

5510 Longley Lane

Street Address or PO Box

Reno, Nevada 89511

City, State, ZIP Code